

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**AMENDMENT TRANSMITTAL**

In re Application of: John E. Burnes et al.  
For: APPARATUS AND METHODS OF ENERGY EFFICIENT, ATRIAL-BASED BI-VENTRICULAR FUSION-PACING  
Serial No.: 10/803,570  
Filed: March 17, 2004  
Docket No.: P11471.00

10 CERTIFICATE UNDER 37 CFR §1.8. I hereby certify that the paper(s) total) as described herein are being sent to telefacsimile No. (571) 273-8300, MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 27, 2006.

Molly Chlebeck  
Signature

MOLLY CHLEBECK  
Printed Name

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CENTRAL FAX CENTER  
FEB 27 2006

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- X Response to Notice of Non-Compliant Amendment (3 pages)
- X Replacement Drawings (6 pages)

Applicant requests a \_\_\_\_-month extension of time to respond to the \_\_\_\_ dated \_\_\_\_\_, from \_\_\_\_\_ to \_\_\_\_\_.

Please charge Deposit Account No. 13-2546 in the amount of \$ \_\_\_\_\_ for extension of time fee and \$ \_\_\_\_\_ for \_\_\_\_\_, for a TOTAL OF \$ \_\_\_\_\_. The Commissioner is authorized to charge any deficiencies, and credit any overpayments, to Deposit Account No. 13-2546.

Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time. The Commissioner is authorized to charge any deficiencies to Deposit Account No. 13-2546.

Date 27 Feb. 06

Paul H. McDowall  
Paul H. McDowall, Reg. No. 34,873  
Telephone: (763) 514-3351  
Customer No. 27581

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Applicants:	John E. Burnes et al.	Examiner:	J. Reidel
Serial No.	10/803,570	Group Art Unit:	3762
Filing Date:	March 17, 2004	Docket No.:	P11471.00
Title:	APPARATUS AND METHODS OF ENERGY EFFICIENT, ATRIAL-BASED BI-VENTRICULAR FUSION-PACING		

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**Response to Notice of Non-Compliant Amendment**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Response is lodged this 27<sup>th</sup> day of February 2006 in response to the Notice of Non-Compliant Amendment mailed 25 January 2006 which set a one - month period for reply expiring 25 February 2006. Specifically, the drawings were objected to as not properly identified as required by 37 CFR 1.121(d). Herewith Applicants re-submit said drawings identified as required by 37 CFR 1.121(d) as "replacement sheets" (and have been amended per the Examiner to denote FIGS. 1 and 2 as "PRIOR ART").

Please enter the appended formal drawings in the above-identified application.